

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Casmalia Community Services District,

Complainant,

vs.

Unocal Corporation, also known as Casmite
Water System,

Defendant.

Case 03-09-001
(Filed September 2, 2003)

**ADMINISTRATIVE LAW JUDGE'S RULING
FOLLOWING RECESSED PREHEARING CONFERENCE**

The prehearing conference (PHC) in this proceeding was commenced on Tuesday, November 25, 2003, in San Francisco. Casmalia Community Services District (District), Complainant, was represented by Terry Stricklin, a member of the District's Board of Directors. Casmite Corporation and Unocal Corporation, named Defendants, were represented by Lori Anne Dolqueist. Fred Curry, the Commission's Water Advisory Branch Program Manager, made an off-the-record presentation on ratemaking, privatization, and grant programs. A hearing was also held on Defendants' motion for a stay of this proceeding.

Defendants stipulated that service to Casmalia Community Services District will not be discontinued during the pendency of this proceeding except pursuant to an Administrative Law Judge's (ALJ) ruling or Commission order. Dolqueist will consult with her clients to determine whether defendants will also

stipulate to no rate increase to the District during the pendency of this proceeding, except pursuant to an ALJ ruling or Commission order. If a stipulation is not forthcoming by December 8, 2003, a hearing on the issue will be held as indicated below.

The parties stipulated to serve pleadings and other documents on one another and on the assigned ALJ by e-mail. Pleadings and other documents required to be filed with the Docket Office still must be filed in paper. The parties must serve paper copies of all documents that cannot be e-mailed.

The parties stipulated to meet separately or jointly with Curry to explore options to resolve the issues raised in this proceeding.

Therefore, **IT IS RULED** that:

1. Pending further order of the Commission or Administrative Law Judge's (ALJ) ruling, Defendants' motion for a stay of this proceeding is GRANTED on these terms and conditions: (a) Defendants will file their application for a certificate of public convenience and necessity and ratemaking on or before Friday, December 19, 2003; (b) if the application is timely filed, the stay will continue until the prehearing conference (PHC) is held on the application, at which time the recessed PHC in this proceeding Case (C.) 03-09-001 will also be jointly scheduled and resumed; (c) if the application is not timely filed, the stay will terminate and the ALJ will resume this PHC at a date and time to be announced; and (d) the time for filing an intent to claim intervenor compensation will not begin to run until the conclusion of the PHC in this proceeding

C.03-09-001.

2. Service to Casmalia Community Services District will not be discontinued during the pendency of this proceeding except pursuant to an ALJ ruling or Commission order.

3. If Defendants have not filed a pleading on or before December 8, 2003, indicating they stipulate to no rate increase to the District during the pendency of this proceeding (except pursuant to an ALJ ruling or Commission order), a hearing will be held allowing the Defendants to show cause why such a stay of rate increases should not be ordered.

4. Except for filings with the Docket Office, the parties shall serve pleadings and other documents, where practicable, by e-mail on one another and on the ALJ.

5. The PHC is recessed until a future time and date ordered by the ALJ or Commission.

Dated December 2, 2003, at San Francisco, California.

/s/ JOHN E. THORSON

John E. Thorson

Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail, to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Following Recessed Prehearing Conference on all parties of record in this proceeding or their attorneys of record.

Dated December 2, 2003, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.